

REMARKS

[0001] Claims 15, 22 and 26, all the claims pending in the application, stand rejected on prior art grounds. Applicants respectfully traverse these rejections based on the following discussion.

I. The Prior Art Rejections

[0002] Claims 15, 22, and 26 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Crockett, et al. (U.S. Patent No. 7,336,771), hereinafter referred to as “Crockett,” in view of Guigui (U.S. Publication No. 2004/0186901). Applicants respectfully traverse these rejections based on the following discussion.

[0003] Crockett teaches a call is processed in a public switched telephone network (PSTN), in accordance with at least one advanced intelligent network (AIN) telephony service associated with one of a calling party number and a called party number. The call is initially connected to a voice markup language platform in response to preliminary routing instructions from a service control point, in accordance with the telephony service. Data relating to the telephony service is retrieved and at least one caller query is formulated based on the retrieved data. The caller query is verbally provided to the calling party. Additional data is then received through voice communication from the calling party, including a response to the caller query. The call is routed in accordance with the additional data provided by the caller.

[0004] Guigui teaches a system for managing user profile data, comprising: a) a network interface layer operatively associated with a communications network, b) a data storage layer, operative to store user profile data relating to the communications network, and c) a data conversion layer, functionally disposed between the network interface and the data storage layers and which is capable of converting the user profile data into a plurality of communications network formats.

[0005] The claimed invention, as provided in amended independent claims 15 and 22 contain features, which are patentably distinct from the prior art references of record. Applicants submit that Crockett, alone or in combination with Guigui fails to disclose, teach or suggest at least the features directed to: 1) initiating a telephone call; 2) routing said telephone call to a

voice processor based upon a call control protocol, wherein said voice processor provides voice communications between a telephone user and a machine, wherein said routing process routes said telephone call to a voice extensible markup language browser, and wherein said call control protocol is not publicly available and said voice extensible markup language is publicly available; and 3) converting said call control protocol to a voice extensible markup language, wherein said converting process is performed by a converter connected to said browser, and wherein said converting process comprises using a Hypertext Transfer Protocol (HTTP) server, using an Advanced Intelligent Network Session Coordinator, and using a Call Control Protocol to Voice Extensible Markup Language (XML) Converter, as recited in independent claim 15.

[0006] The 9/30/2008 Communication asserts the “call control protocol from SCP 23 to the VXML Platform 40 via the intranet 50 ‘not publically available’, the intranet is used for call control protocol and therefore ‘not publically available’ is inherent by design.” Applicants submit that the Specification at for example, paras. 22-24, define publically available predicated on access to the details of the protocol. Thus, for at least these reasons, claim 15 defines patentable subject matter over the art of record.

[0007] The Communication further asserts that Crockett’s description of their invention directed to real time access to the service data discloses “3) converting said call control protocol to a voice extensible markup language, wherein said converting process is performed by a converter connected to said browser, and wherein said converting process comprises using a Hypertext Transfer Protocol (HTTP) server, using an Advanced Intelligent Network Session Coordinator, and using a Call Control Protocol to Voice Extensible Markup Language (XML) Converter”, (see Crockett, col. 4, ll. 24-32) However, after careful review, Applicants respectfully submit that nothing in these portions of Crockett disclose at least, an “Advanced Intelligent Network Session Coordinator” as recited in the claims. Thus, for at least these reasons, claim 15 further defines patentable subject matter over the applied art of record.

[0008] Applicants submit that Crockett, alone or in combination with Guigui also fails to disclose, teach or suggest at least the features directed to: 4) directing a telephone call to a switch; 5) requesting, by said switch, routing instructions from a control point; 6) routing said telephone call to a voice Extensible Markup Language (XML) browser according to said routing

instructions, wherein said routing process routes said telephone call to a voice extensible markup language browser; 7) forwarding a request for voice instructions from said XML browser to a call control protocol to voice XML converter, wherein said call control protocol is not publicly available and said voice extensible markup language is publicly available, 8) converting said request for voice instructions to said call control protocol using said converter, wherein said converting process is performed by a converter connected to said browser, and wherein said converting process comprises using a Hypertext Transfer Protocol (HTTP) server, using an Advanced Intelligent Network Session Coordinator, and using a Call Control Protocol to Voice XML Converter; 9) forwarding said request for voice instructions from said converter to said control point; 10) returning voice instructions from said control point to said converter; 11) converting said voice instructions from said call control protocol to said voice XML; 12) returning voice instructions from said converter to said voice XML browser; and 13) executing said voice instructions using said XML browser, as recited in independent claim 22.

[0009] Applicants respectfully submit that the deficiencies noted with respect to the rejection of claim 15 are also found in the Communications rejection of independent claim 22. Thus, claim 22 also defines patentable subject matter over the art of record. Claim 26 depends from claim 22 and defines patentable subject matter for at least the same reasons. Applicants therefore respectfully request the withdrawal of the 35 U.S.C. § 13(a) rejection of claim 15, 22 and 26.

[0010] The Applicants note that all claims are properly supported in the specification and accompanying drawings, and no new matter is being added. In view of the foregoing, the Examiner is respectfully requested to reconsider and withdraw the rejections.

II. Formal Matters and Conclusion

[0011] Claims 15, 22, and 26 are pending in the application.

[0012] With respect to the rejections of the claims over the cited prior art, Applicants respectfully argue that the present claims are distinguishable over the prior art of record. In view of the foregoing, the Examiner is respectfully requested to reconsider and withdraw the rejections to the claims.

[0013] In view of the foregoing, Applicants submit that claims 15, 22, and 26, all the claims presently pending in the application, are patentably distinct from the prior art of record and are in condition for allowance. The Examiner is respectfully requested to pass the above application to issue at the earliest possible time.

[0014] Should the Examiner find the application to be other than in condition for allowance, the Examiner is requested to contact the undersigned at the local telephone number listed below to discuss any other changes deemed necessary. Please charge any deficiencies and credit any overpayments to Attorney's Deposit Account Number 09-0469.

Respectfully submitted,

Dated: November 25, 2008

/Christian Austin-Hollands/
Christian Austin-Hollands
Registration No. 46,527

Gibb I.P. Law Firm, LLC
2568-A Riva Road, Suite 304
Annapolis, MD 21401
Voice: (410) 573-1123
Fax: (301) 261-8825
Customer Number: 43772